

# **CALFRESH (CF) PROGRAM** **REQUEST FOR POLICY/REGULATION INTERPRETATION**

**INSTRUCTIONS:** Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: <b>January 21, 2014</b>	NEED RESPONSE BY: <b>ASAP</b>
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: <b>FRESNO</b>	
3. PHONE NO.:	7. SUBJECT: <b>FACILITIES</b>	
4. REGULATION CITE(S): <b>63-503.47 and CFR 273.11(e)</b>	8. REFERENCES: <i>(Include ACL/ACIN, court cases, etc. in references)</i> <b>NOTE: All requests must have a regulation cite(s) and/or a reference(s).</b> <b>63-503.47 and CFR 273.11(e)</b>	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Our county contracts with certain Drug and Alcohol (DAA) treatment facilities. The money paid to the DAA includes the food. When the food is being paid for by a third party, is the resident still eligible to CalFresh if they meet all other eligibility factors? What if the resident had the resources to pay for the services, which would include the meals, would that resident also be eligible to CalFresh? There is a concern of "double dipping".

10. REQUESTOR'S PROPOSED ANSWER:

Yes, as long as the facility qualifies as one of the exceptions to institutional ineligibility. The regulation only specifies that majority of the meals must be provided by the institution as part of their normal service.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

FNS Administrative Notice 06-08 dated April 10, 2006 provides CalFresh policy guidance related to DAA centers and discusses funding only in relation to the criteria for certifying DAA centers. There are no specific requirements regarding the source of funding addressed in the memo. CDSS can find no specific rules or clarification from FNS that speaks to prohibitions on DAAs based on their source of funding.

## **FOR CDSS USE**

DATE RECEIVED: <b>January 21, 2014</b>	DATE RESPONDED TO COUNTY/ALJ: <b>April 8, 2014</b>
---	---